

Interagency
TASK FORCE
ON **Drunk Driving**

Meeting Minutes

May 17, 2013

Opening Statement: 9:04 – Chief Ticer

Introductions

15 of 17 members are in attendance therefore we have a quorum.

Public Comments –

Parker – would like to introduce Dr. Karen Moreau. She will be serving for Addiction Counselors interim.

Elliott – 6 bills passed this legislative session for marijuana, happy to answer questions & being a resource, happy to offer a tour of a marijuana grower facility

Weltzer -(retired NHTSA/ CO P.O.S.T.) – NHTSA encouraging states to lower BAC to 0.05.

Completed survey of DRE coordinators (26 states responding) in regards to Horizontal Eye Gaze Nystagmus. Training in wet labs, moral/political/environmental push back on required dosage.

NHTSA developed training videos that you can use instead of wet lab. Exploring ideas of different options. Hoping to get it published in IACP magazine.

Vacant Task Force Positions - Alcoholic Beverage Manufacturers

-Andrew Lemely – New Belgium Brewing

-Motion - Casias, Second – Bright – all in favor, motion passes

Legislative Update – see hand out, will be sent by e-mail

Juchem (CSP) –

-PI = postponed indefinitely

-HB 1240 goes into effect 1/1/14

-HB1240 - Bill signing on 5/22/13, 1:40pm,

-HB1083 MOST Program – goes into effect 8/7/13

-Waiting for final act on marijuana legislation to send out electronic

-Davis (CDOT) – what happened to recommendation to add ARIDE to POST training?

-Juchem (CSP) – ARIDE training funding was found, will check into seeing if required in POST curriculum

-Juchem (CSP) – NHTSA BAC 0.05, Colorado faces challenges in changing laws unless money is tied to it.

-Casias (Courts) – challenges with fiscal note that comes with it. If dropped to BAC 0.05, negates DWAI. It would become all DUI. Result in a lot more trials.

Ticer – What happened with the felony DUI bill?

Juchem (CSP)– Pres. Morris PI'd his own bill because didn't have the votes. Will likely bring back in future session and work to gain more support.

Minutes:

- p. 1 -Correct Public Comments - Elliott – insert “retail” before “license”
- pg. 2 -Legislative update – change “cause” to “grounds for contact”
 - Legislative update – change “agency” to “task force”
 - Goal 1 -change interlock “counsel” to “counseling”
- p. 3 -Correct Hooper comment on communication, strike “further”, change “to use” to “through the use of”

Correct Colling name on pg. 1, 4 , and 5

Flavia (OBH) – motion to approve with changes, Maroney (DOR-LE) – 2nd, all in favor, motion passes

KPIs – Fisher (CSP) see handout

March, July, October to go over more in depth analysis

Tabled upon arrival of Representative Young

Legislation Sponsors' Remarks - – Representative Young, sponsored HB1240

Young – wants to recognize team effort in getting bill passed. Thanks to Hooper (DOR) who testified in favor of bill. Ready for next phase. Happy to work with ITFDD in future sessions.

-Hooper (DOR) – Rep. Young assisted with ITFDD in the early years, helped ITFDD get communications tools in place. Helped with interlock legislation. Interlock legislation helped provide clarity; education, enforcement, and administration.

-Ticer – Avon passed a town ordinance for a primary seat belt that has been in effect for two years, seat belt usage is now 95%. Will put together pre and post injury crash data for Avon.

KPIs – Fisher (CSP)

-Colling (Probation) – will bring data in July in regards to filings & dispositions

-Flavia (OBH) - county resident or citation?

-Colling (Probation) – likely citation, but will verify

-Casias (SCAO) – would like to see data if residents are out of state.

-Fisher (CSP) – will have to look into to see if we can capture that data from NIBRS.

-Hooper (DOR) – DUI address would list residency, can list by agency, but not by county. DOR would need to develop query, but may be possible. Is it something of value?

-Casias – would be of benefit if moving forward with felony DUI legislation.

-Fisher (CSP) – would help for educational and marketing campaigns of who to target

-Hooper (DOR) – impact on out of state tourists needs to be considered if felony DUI passes in the future

-Fisher (CSP) – be prepared for longer in depth discussion in July for data

-Elliott – keep in mind legal to buy marijuana 1/1/14, looking to devote time for educational campaign on DUID

CDOT Fatalities – Davis (CDOT) – 147 last year 123 Fatalities, decrease of 17%, over last year at this time. (calendar year)

-continuing a downward trend, but heading into summer months and heavier driving

-Jan Hart with CDPHE will help assist with data efforts

Marketing Efforts - Media Relations & Significant Upcoming Events

Wilfong (CDOT) – starting summer long DUI Campaign (enforcement waves Memorial Day, 4th of July, Labor Day, and Checkpoint Colorado)

- Looking to freshen up branding of Heat is On campaign
- Currently developing Radio spots, print ads, brochures; will share materials in July meeting
- CIG
- Working with Rockies
- Team Coalition signing up designated drivers
- Working on presence at concerts to reach target population, males 18-24
 - “Bus to Show” – transportation to and from concerts
- Rural audiences, possibly coasters and urinals for bars
- Drugged driving – trying to expand Heat is On campaign to include drugs – impaired driving program, not just alcohol
- Partner with marijuana industry to see if we can add safety messages on receipts for transactions
- Working on targeting Hispanic population

Fisher (CSP) – will there be any work on prescription drug abuse?

Wilfong (CDOT) – working to educate on what impaired driving means

Kay (CSP)

- Pursuing Miller Coors for Rockies & Anheuser Busch for Broncos
- Take it to the Track – stressing DUI messages
 - 200-300 males each Wednesday night target audience 18-24
- Fisher (CSP) social media increased street racing
 - Stretch of road, have blockers that slows down traffic to
 - Problem due to safety concerns and impact on traffic
 - Take it to the track provides an alternative venue to safely race

Break 10:25

Reconvene: 10:44

Task Force Business & Presentations

Work Plan Listing – finalize work group membership Davis (CDOT) –

ACTION: Work Group Chair - have group meet and review guidelines, come up with current state, identify gaps, desire state

Link to NHTSA Impaired Driving Guidelines:

<http://www.nhtsa.gov/nhtsa/whatsup/tea21/tea21programs/pages/ImpairedDriving.htm>

Anyone is welcome to participate in work groups, do not have to be a member

Fisher (CSP) – work lead will manage and can pull resources. Time frame from here moving forward

1. PROGRAM MANGEMENT/STRATEGIC PLANNING – Chair Davis,

Ticer (State Chiefs), Fisher (CSP), Dr. Weltzer

Elements:

- Task Forces or Commissions
- Strategic Planning
- Program Management
- Resources
- Data and Records
- Communication Program

2. PREVENTION – Chair Ellen Anderson,

Jennifer Gray, Paul Aylmer, Patrick Maroney, Stephen Darcy (Community Based Programs AA), Karen Moreau (Addiction Counselors), Kris Johnson, Andrew Lemley (Observer – copied in on communications only)

Elements:

- Promote Responsible Alcohol Service
- Promote Transportation Alternatives
- Conduct Community-Based Programs

3. CRIMINAL JUSTICE SYSTEM – Chair TBD

Ticer (State Chiefs), Davis (CDOT), Bright (S.O.'s), Hooper (DOR), Judge Celeste (Denver), Judge Casias (SCACO), Perea (DA), Gregarin, Public Defenders, Rebecca Virtue (Smart Start)

Elements:

- Laws
- Enforcement (Law Enforcement Devices)
- High Visibility Enforcement
- Prosecution (Problem Solving Courts)
- Adjudication
- Administrative Sanctions and Driver's Licensing Programs (Get Legal Initiative)

4. COMMUNICATION PROGRAM – Chair Emily Wilfong, Bear Kay (CSP) Judge Casias

(SCACO), Andrew Lemley, Mike Elliott, Kristina Stein, Shannon Wescott, Laura Sonderup (Hispanidad), Liz Viscardi (CIG), Chris MADD, Rebecca Virtue (Smart Start)

Elements:

Develop and implement a year-round communication plan that includes policy and program priorities; comprehensive research; behavioral and communications objectives; core message platforms; campaigns that are audience-relevant and linguistically appropriate; key alliances with private and public partners; specific activities for advertising, media relations, and public affairs; special emphasis periods during high-risk times; and evaluation and survey tools;

Employ a communications strategy principally focused on increasing knowledge and awareness, changing attitudes, and influencing and sustaining appropriate behavior;

Use traffic-related data and market research to identify specific audience segments to maximize resources and effectiveness; and

Adopt a comprehensive marketing approach that coordinates elements like media relations, advertising, and public affairs/advocacy.

5. ALCOHOL AND OTHER DRUG MISUSE – Chair Elliott, Flavia(OBH), Colling (Probation), Julie Vardiman, Dr. Timken, Ticer, Sue Parker (Addiction), Nikayla

Elements:

- Screening and Assessment
- Criminal Justice System
- Medical and Health Care Settings
- Treatment and Rehabilitation
- Monitoring Impaired Drivers
(THC follow up on Impaired Driving)
- (Safety Restraints and Impaired Driving)

6. PROGRAM EVALUATION AND DATA – Chair Jan Hart(CDPHE)

Hooper (DOR), Jackie Urioste (OBH), Dr Weltzer, Timken, Burbach (CDPHE)

Elements:

State should have access to and analyze reliable data sources for problem identification and program planning.

State should conduct several different types of evaluations to effectively measure progress, to determine program effectiveness, to plan and implement new program strategies, and to ensure that resources are allocated appropriately.

State's driver licensing agency should maintain a system of records that enables the State to: (1) identify impaired drivers; (2) maintain a complete driving history of impaired drivers; (3) receive timely and accurate arrest and conviction data from law enforcement agencies and the courts, including data on operators as prescribed by the commercial driver licensing regulations; and (4) provide timely and accurate driver history records to law enforcement and the courts.

Lightning Round Update

Hooper (DOR) – First stab at DOR implementation plan of HB1240 if anyone would like to look at it.

Separate project looking for volunteers to participate, (*volunteers from sign up listed below)

Needs help from law enforcement and prosecutors; refusals ability for interlock 90 days; craft a recommended advisement to discourage refusals.

Challenges, need minutes sooner. Need group assignments quickly.

Rep Young – need to let governor's office know by 12:00pm 5/20/13, will copy in Rep Young & Sgt Juchem

Flavia (OBH) - ready to release policy on interlock education and treatment for treatment providers

Karkin (MADD) – overseeing 5 other states with MADD, commends everyone on the work ITFDD does and looking forward to sharing with other states she oversees

Elliott – HB1318 tax initiative on marijuana, excise tax on grower – start at 15% with ability to lower if necessary. Money dedicated to school construction fund. Sales tax start at 10%, can be approved by voters up to 15%. Will be on ballot in November. Critical piece to making program work to support balance for funding enforcement and education efforts.

Currently trending to bring in \$8 million in sales tax from MMJ industry.

Maroney (DOR-LE) – EUDL grant (Enforcing Underage Drinking Laws) not being subsidized; successful in getting personal services increased, substantiated by statistics. Increased enforcement brought compliance. Funded for overtime. Will be all over the place in enforcement due to the increase in staff.

Ticer – good job to DOR-LE, really stepping up efforts

Gray (Victim) – would like to thank every one of you here what they do. Would like to remind all that impaired driving is not just numbers and statistics. Each number results in real life daily and on-going struggles for victims and victims families.

Fisher (CSP) – Supreme Court Ruling – 4/17/13 – McNeely ruling – forced blood draw; limited time window to get blood draw with need to get warrant for blood draw.

Next Meeting: Friday, May 17, 2013

Concluded: 11:46

Hooper group

“Get Legal Initiative” Workgroup

Stephen Hooper – DOR 303-205-5795 stephen.hooper@state.co.us
Dave Timken - 303-442-5780 cidre@comcast.net
Christine Flavia – DBH 303-866-7496 christine.flavia@state.co.us
Susan Colling -Probation 720-625-5767 susan.colling@judicial.state.co.us
Daniel Gagarin -PD 303-279-7841 daniel.gagarin@coloradodefenders.us
Rebecca Virtue - Smart Start 720-469-5001 rebecca.virtue@smartstateinc.com

Roadside Advisement

Stephen Hooper – DOR - 303-205-5795 stephen.hooper@state.co.us
Robert Ticer – Avon PD - 970-748-4040 rticer@avon.org
Bud Bright - Teller County SO - 719-687-9652 brightb@co.teller.co.us
Ed Casias – Courts – 970-547-2620 ed.casias@judicial.state.co.us
Daniel Gagarin – PD – 303-279-7841 x 1387 daniel.gagarin@coloradodefenders.us
Anthony Perea – DA – 970-356-4010 x 4814 aperea@co.weld.co.us

In Attendance:

Chief Ticer, CACP (Avon Police Department)
Glen Davis, Colorado Department of Transportation
Ray Fisher, Colorado State Patrol
Stephen Hooper, Colorado Department of Revenue
Bud Bright, CSOC (Teller County S.O.)
Sue Parker, CAAP
Karen Moreau, Addiction Counselors
Dave Timken, CIDRE
Jan Hart, Colorado Department of Public Health & Environment
Stephen Darcy, Alcoholics Anonymous
Paige Jackson, Alcoholics Anonymous
Tim Ward, Alcoholics Anonymous
Christopher Pierce, MADD
Judy Applegate, Intervention
Christine Flavia, Colorado Office of Behavioral Health
Jackie Urioste, Colorado Office of Behavioral Health
Dr. Bob Weltzer, Colorado P.O.S.T., SME Committee
Nikayla Mattison, Alcohol Monitoring System
Julie Vardiman, Alcohol Monitoring System
Andrew Lemley, Colorado Brewers Guild (New Belgium Brewing)
Emily Wilfong, Colorado Department of Transportation
Kelly Larkin, MADD National Office
Susan Colling, SCAO / Probation Services
Ed Casias, SCAO / Courts
Daniel Gagarin, Colorado Public Defenders Office
Mike Elliott - MMIG
Anthony Perea, District Attorney (Weld County D.A.)
Patrick Maroney, Colorado Department of Revenue, Liquor Enforcement

Paul Alymer, Colorado Restaurant Association
Bear Kay, Colorado State Patrol
Jennifer Gray, Victim
Brett Close, Colorado Department of Revenue
Rebecca Virtue, Smart Start
Cynthia Burbach, Colorado Department of Public Health and Environment
Laura Sonderup, Hispanidad
Shannon Westhoff, Hispanidad
Robert Juchem, Colorado State Patrol
Brenda Hahn, Colorado State Patrol